



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

FRANK TAMBERINO, Esq. - Nacmias Law Firm
592 Pacific Street 1st Floor
Brooklyn, NY 11217

Summons# : 048674486J et al. (1 summonses)

THE NEW YORK CITY DEPARTMENT OF SANITATION,

-against-

RAM REALTY GROUP LLC

Hearing Date : 2/23/2026

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 50.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
048674486J	Sustained	10/02/2024	602 MORRIS AVENUE, Bronx

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	AS18	A.C. 16-120(C)	Sustained	50.00

Total Penalty for Summons: 50.00

Findings of Facts & Conclusions of Law

Attorney Frank Tamberino appeared for Respondent, **RAM REALTY GROUP LLC.**, appeared for a hearing on February 23, 2026. Petitioner, Department of Sanitation, did not appear.

Respondent is charged with a violation of the NYC Administrative Code section 16-120(c).

The Summons alleges that "At T/P/O I did observe many garbage bags containing household waste placed out on the public sidewalk on a non-collection day. Collection days are Tuesday, Thursday, Saturday.

Respondent argued that strangers dump garbage. Respondent argued that they have a super that keeps the area clean. Respondent argued that the location attracts people who litter and perform illegal dumping.

Section 16-120(c) requires that waste receptacles "shall be stored in the building or dwelling or at the rear of the building or dwelling. . . until time for removal[.]" Section 1-02.1(a) of 16 RCNY provides that receptacles and bags containing waste and recyclables may be placed at the curb for collection by DSNY no earlier than 8:00 p.m. on the day before scheduled collection, unless placed out in a container with a sealed lid, in which case they may be placed out at 6:00 p.m."

I credit the allegations in the summons. I find that Respondent did not have a persuasive defense that the many bags observed were dumped and did not originate from the cited premise.

Accordingly, the summons is sustained and the standard penalty of \$50 is imposed.

 02/24/2026	02/24/2026
Iyayi Uwa, Judicial Hearing Officer	Date